

Judge HellersteinUNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK-----X
IN RE WORLD TRADE CENTER
DISASTER SITE LITIGATION-----X
LANCE JOSPEPH ESBIN and SERPIL ESBIN

Plaintiff(s),

-against-

THE CITY OF NEW YORK, AMEC
CONSTRUCTION MANAGEMENT, INC.
et al,

Defendants.

08 CV 02996

21 MC 100 (AKH) (ECF)

Docket No.:

08 CV

MAR 24 2008

U.S.D.C. S.D. N.Y.

CHECK-OFF ("SHORT FORM") COMPLAINT
RELATED TO THEMASTER COMPLAINT
PLAINTIFF(S) DEMAND A
TRIAL BY JURY

-----X

By Order of the Honorable Alvin K. Hellerstein, United States District Judge, dated June 22, 2006, ("the Order"), Master Complaints for all Plaintiffs were filed on August 18, 2006.

NOTICE OF ADOPTION

All headings and paragraphs in the Master Complaints are applicable to and are adopted by the instant Plaintiff(s) as if fully set forth herein in addition to those paragraphs specific to the individual Plaintiff(s), which are listed below. These are marked with an "X" if applicable to the instant Plaintiff(s), and specific case information is set forth, as needed, below.

Plaintiffs, LANCE JOSPEPH ESBIN and SERPIL ESBIN, by his/her/their attorneys DOUGLAS & LONDON, P.C., complaining of Defendant(s), respectfully allege:

I. PARTIES**A. PLAINTIFF(S)**

1. Plaintiff, LANCE JOSPEPH ESBIN (hereinafter the "Injured Plaintiff"), is an individual and a citizen of the State of New Jersey residing at 49 Mt. Prospect Avenue, Clifton, New Jersey 07013.

(OR)

2. Alternatively, _____ is the _____ of
Decedent _____, and brings this claim in his (her) capacity as
Administrator of the Estate of _____.

3. Plaintiff, SERPIL ESBIN(hereinafter the "Derivative Plaintiff"), is a citizen of the State of New Jersey residing at 49 Mt. Prospect Avenue, Clifton, New Jersey 07013, and has the following relationship to the Injured Plaintiff:

- SPOUSE: at all relevant times herein, is and has been lawfully married to Plaintiff LANCE JOSPEPH ESBIN, and brings this derivative action for her (his) loss due to the injuries sustained by her husband (his wife), Plaintiff LANCE JOSPEPH ESBIN
- Parent Child Other: _____

4. In the period from September 2001, until on or about April 2002 the Injured Plaintiff worked for Beau Security & Investigations, Inc. a/k/a Beau Deutle & Associates as a Private Security Guard at:

<input checked="" type="checkbox"/> The World Trade Center Site Location(s) (i.e., building, quadrant, etc.) Based upon information known at this time, Plaintiff worked throughout the four quadrants; From on or about October 2001, until on or about April 2002; Approximately <u>12</u> hours per day; for Approximately <u>180</u> days total.	<input type="checkbox"/> The Barge From on or about _____, until _____; Approximately _____ hours per day; for Approximately _____ days total.
<input type="checkbox"/> The New York City Medical Examiner's Office From on or about _____, until _____; Approximately _____ hours per day; for Approximately _____ days total.	<u>Other:</u> * For injured plaintiffs who worked at Non-WTC Site building or location. The Injured Plaintiff worked at the address/location, for the dates alleged, for the hours per day, for the total days, and for the employer, as specified below:
<input type="checkbox"/> The Fresh Kills Landfill From on or about _____, until _____; Approximately _____ hours per day; for Approximately _____ days total.	From on or about _____, until _____; Approximately _____ hours per day; for Approximately _____ days total. Name and Address of Non-WTC Site Building/Worksite: _____ _____

*Continue this information on a separate sheet of paper if necessary. If more space is needed to specify "Other" locations, please annex a separate sheet of paper with the information.

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5. Injured Plaintiff

- Was exposed to and breathed noxious fumes on all dates, at the site(s) indicated above;
 - Was exposed to and inhaled or ingested toxic substances and particulates on all dates at the site(s) indicated above;
 - Was exposed to and inhaled or absorbed or touched toxic or caustic substances on all dates at the site(s) indicated above;
 - Other:
Not yet determined.
-

6. Injured Plaintiff

- Has not made a claim to the Victim Compensation Fund. Pursuant to §405(c)(3)(B)(i) of the Air Transportation Safety and System Stabilization Act, 49 U.S.C. §40101, the issue of waiver is inapplicable.
- Made a claim to the Victim Compensation Fund that was denied. Pursuant to §405(c)(3)(B)(i) of the Air Transportation Safety and System Stabilization Act, 49 U.S.C. §40101, the issue of waiver is inapplicable.
- Made a claim to the Victim Compensation Fund that was subsequently withdrawn by Ground-Zero Plaintiff. Pursuant to §405(c)(3)(B)(i) of the Air Transportation Safety and System Stabilization Act, 49 U.S.C. §40101, the issue of waiver is inapplicable.
- Made a claim to the Victim Compensation Fund that was granted. Pursuant to §405(c)(3)(B)(i) of the Air Transportation Safety and System Stabilization Act, 49 U.S.C. §40101, Ground-Zero Plaintiff has waived her/his right(s) to pursue any further legal action for the injuries identified in said claim.

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B. DEFENDANT(S)

The following is a list of all Defendant(s) named in the Master Complaint. If checked, all paragraphs pertaining to that Defendant are deemed pleaded herein.

<p><input checked="" type="checkbox"/> THE CITY OF NEW YORK ("CITY")</p> <p><input checked="" type="checkbox"/> A Notice of Claim was filed and served on March 19, 2008 and</p> <p><input type="checkbox"/> Pursuant to General Municipal Law §50-h the CITY held a hearing on or about _____ (OR)</p> <p><input checked="" type="checkbox"/> The CITY has yet to hold a hearing as required by General Municipal Law §50-h</p> <p><input type="checkbox"/> More than thirty days have passed and the CITY has not adjusted the claim. (OR)</p> <p><input type="checkbox"/> An Order to Show Cause application to: <input type="checkbox"/> deem Plaintiff's Notice of Claim timely filed, or in the alternative to grant Plaintiffs' leave to file a late Notice of Claim <i>Nunc Pro Tunc</i> (for leave to file a late Notice of Claim <i>Nunc Pro Tunc</i> has been filed and a determination: <input type="checkbox"/> is pending <input type="checkbox"/> Granting petition was made on _____ <input type="checkbox"/> Denying petition was made on _____</p>	<p><input checked="" type="checkbox"/> AMEC CONSTRUCTION MANAGEMENT, INC.</p> <p><input type="checkbox"/> 150 BROADWAY N.Y. ASSOCS. L.P.</p> <p><input type="checkbox"/> 160 WATER ST. INC.</p> <p><input type="checkbox"/> 30 BROAD STREET ASSOCIATES, LLC.</p> <p><input type="checkbox"/> 7 WORLD TRADE CENTER COMPANY, L.P.</p> <p><input type="checkbox"/> A RUSSO WRECKING</p> <p><input type="checkbox"/> ABM INDUSTRIES, INC.</p> <p><input type="checkbox"/> ABM JANITORIAL NORTHEAST, INC.</p> <p><input type="checkbox"/> AMEC EARTH & ENVIRONMENTAL, INC.</p> <p><input type="checkbox"/> ATLANTIC HEYDT CORP</p> <p><input type="checkbox"/> BECHTEL ASSOCIATES PROFESSIONAL CORPORATION</p> <p><input type="checkbox"/> BECHTEL CONSTRUCTION, INC.</p> <p><input type="checkbox"/> BECHTEL CORPORATION</p> <p><input type="checkbox"/> BECHTEL ENVIRONMENTAL, INC.</p> <p><input type="checkbox"/> BERCHTEL ENVIRONMENTAL, INC.</p> <p><input type="checkbox"/> BFP ONE LIBERTY PLAZA CO., LLC.</p> <p><input type="checkbox"/> BFP TOWER C. CO. LLC.</p> <p><input type="checkbox"/> BIG APPLE WRECKING & CONSTRUCTION CORP.</p> <p><input type="checkbox"/> BOSTON PROPERTIES</p> <p><input checked="" type="checkbox"/> BOVIS HOLDINGS LIMITED</p> <p><input checked="" type="checkbox"/> BOVIS INTERNATIONAL, INC.</p> <p><input checked="" type="checkbox"/> BOVIS LEND LEASE, INC.</p> <p><input checked="" type="checkbox"/> BOVIS LEND LEASE INTERIORS, INC.</p> <p><input checked="" type="checkbox"/> BOVIS LEND LEASE LMB, INC.</p> <p><input type="checkbox"/> BRANCH SERVICES</p> <p><input type="checkbox"/> BREEZE CARTING CORP.</p> <p><input type="checkbox"/> BREEZE NATIONAL, INC.</p> <p><input type="checkbox"/> BRER-FOUR TRANSPORATION CORP.</p> <p><input type="checkbox"/> BROOKFIELD FINANCIAL PROPERTIES, INC.</p> <p><input type="checkbox"/> BROWN HARRIS STEVENS,</p> <p><input type="checkbox"/> BURO HAPOLD CONSULTING ENGINEERS, P.C.</p> <p><input type="checkbox"/> C&D FIREPROOFING & PLASTERING CORP.</p> <p><input type="checkbox"/> C.B. CONTRACTING CORP.</p> <p><input type="checkbox"/> CALEDONIAN INSURANCE COMPANY</p> <p><input type="checkbox"/> CANRON CONSTRUCTION CORP</p> <p><input type="checkbox"/> CANTOR SEINUK GROUP</p> <p><input type="checkbox"/> CAPITAL PROPERTIES, INC.</p> <p><input type="checkbox"/> CARLOS CONSTURCTION</p>
<p><input type="checkbox"/> 1 WORLD TRADE CENTER, LLC</p> <p><input type="checkbox"/> 1 WTC HOLDINGS, LLC</p> <p><input type="checkbox"/> 2 WORLD TRADE CENTER, LLC</p> <p><input type="checkbox"/> 2 WTC HOLDINGS, LLC</p> <p><input type="checkbox"/> 4 WORLD TRADE CENTER, LLC</p> <p><input type="checkbox"/> 4 WTC HOLDINGS, LLC</p> <p><input type="checkbox"/> 5 WORLD TRADE CENTER, LLC</p> <p><input type="checkbox"/> 5 WTC HOLDINGS, LLC</p>	

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<input type="checkbox"/> CIVETTA-COUSINS, JV, LLC <input type="checkbox"/> Clarcor Air filtration Products, Inc. <input type="checkbox"/> COMPONENT ASSEMBLY SYSTEMS, INC. <input type="checkbox"/> CONSOLIDATED EDISON COMMUNCIATIONS HOLDING COMPANY, INC. <input type="checkbox"/> CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. <input type="checkbox"/> CONSOLIDATED EDISON DEVELOPMENT, INC. <input type="checkbox"/> CONSOLIDATED EDISON ENERGY, INC. <input type="checkbox"/> CONSOLIDATED EDISON INC. <input type="checkbox"/> CONSOLIDATED EDISON SOLUTIONS, INC. <input type="checkbox"/> CONSULTING ENGINEERS, P.C. <input type="checkbox"/> COOPER SQUARE REALTY, INC. <input type="checkbox"/> COORDINATED METALS, INC. <input type="checkbox"/> CORD CONTRACTING CO., INC. <input type="checkbox"/> CRAIG TEST BORING COMPANY INC. <input type="checkbox"/> CUSHMAN & WAKEFIELD, INC. <input type="checkbox"/> DAKOTA DEMO-TECH <input type="checkbox"/> DCM ERECTORS, INC <input type="checkbox"/> DEUTSCHE BANK <input type="checkbox"/> DIAMOND POINT EXCAVATING CORP <input type="checkbox"/> DIEGO CONSTRCTION, INC. <input type="checkbox"/> DIVERSIFIED CARTING, INC. <input type="checkbox"/> DMT ENTERPRISE, INC. <input type="checkbox"/> D'ONOFRIO GENERAL CONTRACTORS CORP <input type="checkbox"/> EAGLE LEASING & INDUSTRIAL SUPPLY <input type="checkbox"/> EAGLE ONE ROOFING CONTRACTORS INC. <input type="checkbox"/> EAGLE SCAFFOLDING CO <input type="checkbox"/> EJ DAVIES, INC. <input type="checkbox"/> EMPIRE STATE PROPERTIES, INC. <input type="checkbox"/> EN-TECH CORP <input type="checkbox"/> ET ENVIRONMENTAL <input type="checkbox"/> EVERGREEN RECYCLING OF CORONA <input type="checkbox"/> EWELL W. FINLEY, P.C. <input type="checkbox"/> EXECUTIVE MEDICAL SERVICSE, P.C. <input type="checkbox"/> F&G MECHANICAL, INC. <input type="checkbox"/> FLEET TRUCKING, INC. <input type="checkbox"/> FRANCIS A. LEE COMPNAY, A CORPORATION <input type="checkbox"/> FRANCIS MICELLI JR CONTRACTING <input type="checkbox"/> FTI TRUCKING <input type="checkbox"/> GILSANZ MURRAY STEFICEK, LLP <input type="checkbox"/> GLO MANAGEMENT, INC. <input type="checkbox"/> GOLDSTEIN ASSOCIATES CONSULTING ENGINEERS, PLLC <input type="checkbox"/> GRUBB & ELLIS MANAGEMENT SERVICES, INC.	<input type="checkbox"/> HALLEN WELDING SERVICE, INC. <input type="checkbox"/> GC CONTRACTING CORP. <input type="checkbox"/> HIGH-RISE ELECTRIC, INC. <input type="checkbox"/> HIGH-RISE HOISTING AND SCAFFOLDING, INC. <input type="checkbox"/> J.P. MORGAN CHASE CORPORATION, <input type="checkbox"/> JEMB REALTY CORP <input type="checkbox"/> JP EQUIPMENT RENTAL MATERIALS, INC. <input type="checkbox"/> KIBEL COMPANIES, <input type="checkbox"/> LAQUILA CONSTRUCTION INC. <input type="checkbox"/> LASTRADA GENERAL CONTRACTING CORP <input type="checkbox"/> LEFRAK ORGANIZATION INC. <input type="checkbox"/> LESLIE E. ROBERTSON ASSOCIATES CONSULTING ENGINEER, P.C. <input type="checkbox"/> LIBERTY MUTUAL MANAGED CARE, INC. <input type="checkbox"/> LOCKWOOD KESSLER & BARTLETT, INC. <input type="checkbox"/> LUCIUS PITKIN, INC. <input type="checkbox"/> LZA TECH-DIV OF THORTON TOMASETTI <input type="checkbox"/> MANAFORT BROTHERS, INC. <input type="checkbox"/> MAYORE ESTATES LLC <input type="checkbox"/> MAZZOCHI WRECKING, INC. <input type="checkbox"/> MEDCORE MEDICAL AND HOSPITAL SUPPLY <input type="checkbox"/> MERIDIAN CONSTRUCTION CORP. <input type="checkbox"/> MILFORD MANAGEMENT CORP <input type="checkbox"/> MILSTEIN PROPERTIES CORP. <input type="checkbox"/> MOODY'S INVESTORS SERVICE <input type="checkbox"/> MRA ENGINEERING, P.C. <input type="checkbox"/> MUESER RUTLEDGE CONSULTING ENGINEERS <input type="checkbox"/> MURRAY HILL PROPERTIES <input type="checkbox"/> NACIREMA INDUSTRIES INCORPORATED <input type="checkbox"/> NEW YORK CRANE & EQUIPMENT CORP. <input type="checkbox"/> NICHOLSON CONSTRUCTION COMPANY <input type="checkbox"/> ONE WALL STREET CORPORATION <input type="checkbox"/> OVE ARUP & PARTNERS, P.C. <input type="checkbox"/> PETER SCALAMNDRE & SONS, INC. <input type="checkbox"/> PINNACLE ENVIRONMENTAL CORP <input type="checkbox"/> PLAZA CONSTRUCTION CORP. <input type="checkbox"/> PLAZA CONSTRUCTION MANGEMENT CORP. <input type="checkbox"/> PRO SAFETY SERVICES, LLP <input type="checkbox"/> PT & L CONTRACTING CORP. <input type="checkbox"/> REGIONAL SCAFFOLD & HOISTING CO, INC.
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<input type="checkbox"/> ROBERT SILMAN ASOCIATES <input type="checkbox"/> ROBERT L. GEROSA, INC. <input type="checkbox"/> ROCKROSE DEVELOPMENT CORP. <input type="checkbox"/> ROYAL GM INC. <input type="checkbox"/> RY MANAGEMENT <input type="checkbox"/> SAB TRUCKING INC. <input type="checkbox"/> SAFEWAY ENVIRONMENTAL CORP <input type="checkbox"/> SAKELE BROTHERS, L.L.C. <input type="checkbox"/> SEASONS INDUSTRIAL CONTRACTING <input type="checkbox"/> SILVERITE CONTRACTORS <input type="checkbox"/> SILVERSTEIN PROPERTIES <input type="checkbox"/> SILVERSTEIN PROPERTIES, INC. <input type="checkbox"/> SILVERSTEIN WTC FACILITY MANAGER, LLC <input type="checkbox"/> SILVERSTEIN WTC, LLC <input type="checkbox"/> SILVERSTEIN WTC MANAGEMENT CO., LLC <input type="checkbox"/> SILVERSTEIN WTC PROPERTIES, LLC <input type="checkbox"/> SILVERSTEIN DEVELOPMENT CORP. <input type="checkbox"/> SILVERSTEIN WTC PROPERTIES LLC <input type="checkbox"/> SIMPSON GUMPERZ & HEGER INC <input type="checkbox"/> SKIDMORE OWINGS & MERRILL LLP <input type="checkbox"/> SURVIVAIR <input type="checkbox"/> THE BANK OF NEW YORK <input type="checkbox"/> THE RELATED COMPANIES, LP <input type="checkbox"/> TISHMAN INTERIORS CORPORATION <input type="checkbox"/> TISHMAN SPEYER PROPERTIES <input type="checkbox"/> TISHMAN CONSTRUCTION CORPORATION OF MANHATTAN <input type="checkbox"/> TISHMAN CONSTRUCTION CORPORATION OF NEW YORK <input type="checkbox"/> TOMASETTI GROUP <input type="checkbox"/> TORETTA TRUCKING, INC.	<input type="checkbox"/> TOTAL SAFETY CONSULTING L.L.C. <input type="checkbox"/> TRAMMELL CROW COMPANY <input type="checkbox"/> TRINITY CENTRE, LLC <input type="checkbox"/> TRIO ASBESTOS REMOVAL <input type="checkbox"/> TUCCI EQUIPMENT RENTAL CORP <input checked="" type="checkbox"/> TULLY CONSTRUCTION CO., INC. <input checked="" type="checkbox"/> TULLY ENVIRONMENTAL INC. <input checked="" type="checkbox"/> TULLY INDUSTRIES INC. <input checked="" type="checkbox"/> TURNER CONSTRUCTION CO. <input checked="" type="checkbox"/> TURNER CONSTRUCTION COMPANY <input checked="" type="checkbox"/> TURNER CONSTRUCTION INTERNATIONAL, LLC <input checked="" type="checkbox"/> TURNER/PLAZA, A JOINT VENTURE <input type="checkbox"/> ULTIMATE DEMOLITIONS/CS HAULING <input type="checkbox"/> VERIZON NEW YORK INC. <input type="checkbox"/> VOLLMER ASSOCIATES LLP <input type="checkbox"/> W HARRIS & SONS INC. <input type="checkbox"/> WEEKS MARINE, INC. <input type="checkbox"/> WEIDLINGER ASSOCIATES, CONSULTING ENGINEERS, P.C. <input type="checkbox"/> WFP TOWER A. CO., L.P. <input type="checkbox"/> WFP TOWER B. CO., L.P. <input type="checkbox"/> WFP TOWER D. CO., L.P. <input type="checkbox"/> WHITNEY CONTRACTING, INC. <input type="checkbox"/> WOLKOW-BRAKER ROOFING CORP <input type="checkbox"/> WORLD TRADE CENTER PROPERTIES, LLC <input type="checkbox"/> YANNUZZI & SONS INC. <input type="checkbox"/> YONKERS CONTRACTING COMPANY, INC. <input type="checkbox"/> YORK HUNTER CONSTRUCTION, LLC <input type="checkbox"/> ZAR REALTY MANAGEMETN CORP. <input type="checkbox"/> ZECKENDORF REALTY OTHER: _____
<input type="checkbox"/> Non-WTC Site Building Owner Name: _____ Business/Service Address: _____ Building/Worksite Address: _____	<input type="checkbox"/> Non-WTC Site Building Management Agent Name: _____ Business/Service Address: _____ Building/Worksite Address: _____
<input type="checkbox"/> Non-WTC Site Lessee Name: _____ Business/Service Address: _____ Building/Worksite Address: _____	

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II. JURISDICTION

The Court's jurisdiction over the subject matter of this action is:

- Founded upon Federal Question Jurisdiction; specifically Air Transportation Safety & System Stabilization Act of 2001; (or) Federal Officers Jurisdiction, (or) Other (specify): _____; Contested, but the Court has already determined that it has removal jurisdiction over this action, pursuant to 28 U.S.C. §1441.

III. CAUSES OF ACTION

Plaintiff(s) seeks damages against the above named defendants based upon the following theories of liability, and asserts each element necessary to establish such a claim under the applicable substantive law:

<input checked="" type="checkbox"/> Breach of the defendants' duties and obligations pursuant to the New York State Labor Law(s) including §§200 and 240	<input checked="" type="checkbox"/> Common Law Negligence, including allegations of Fraud and Misrepresentation
<input checked="" type="checkbox"/> Breach of the defendants' duties and obligations pursuant to the New York State Labor Law §241(6)	<input checked="" type="checkbox"/> Air Quality; <input checked="" type="checkbox"/> Effectiveness of Mask Provided; <input type="checkbox"/> Effectiveness of Other Safety Equipment Provided (specify: _____); <input checked="" type="checkbox"/> Other (specify): <u>Not yet determined.</u>
<input type="checkbox"/> Pursuant to New York General Municipal Law §205-a	<input type="checkbox"/> Wrongful Death
<input type="checkbox"/> Pursuant to New York General Municipal Law §205-e	<input checked="" type="checkbox"/> Loss of Services/Loss of Consortium for Derivate Plaintiff
	<input type="checkbox"/> Other: _____

IV. CAUSATION, INJURY AND DAMAGE

1. As a direct and proximate result of defendant's culpable actions in the rescue and/or recovery and/or construction, renovation, alteration, demolition and all work performed at the premises, the Injured Plaintiff sustained (including, but not limited to) the following injuries:

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<input checked="" type="checkbox"/>	Cancer Injury: <u>Pancreatic Cancer</u> Date of Onset: <u>December 26, 2006</u> Date physician first connected this injury to WTC work: <u>To be supplied at a later date.</u>	<input type="checkbox"/>	Cardiovascular Injury: _____ Date of Onset: _____ Date physician first connected this injury to WTC work: _____
<input type="checkbox"/>	Respiratory Injury: _____ Date of Onset: _____ Date physician first connected this injury to WTC work: _____	<input checked="" type="checkbox"/>	Fear of Cancer: <u>Fear of Cancer</u> Date of Onset: <u>December 26, 2006</u> Date physician first connected this injury to WTC work: <u>To be supplied at a later date.</u>
<input type="checkbox"/>	Digestive Injury: _____ Date of Onset: _____ Date physician first connected this injury to WTC work: _____	<input type="checkbox"/>	Other Injury: _____ Date of Onset: _____ Date physician first connected this injury to WTC work: _____

NOTE: The foregoing is NOT an exhaustive list of injuries that may be alleged.

2. As a direct and proximate result of the injuries identified in paragraph "1", above, the Ground-Zero Plaintiff has in the past suffered and/or will in the future suffer the following compensable damages:

<input checked="" type="checkbox"/>	Pain and suffering	<input checked="" type="checkbox"/>	Expenses for medical care, treatment and rehabilitation
<input checked="" type="checkbox"/>	Loss of the enjoyment of life	<input checked="" type="checkbox"/>	Other: <input checked="" type="checkbox"/> Mental Anguish <input checked="" type="checkbox"/> Disability <input checked="" type="checkbox"/> Medical Monitoring <input type="checkbox"/> Other: _____
<input checked="" type="checkbox"/>	Loss of earnings and/or impairment of earning capacity		
<input checked="" type="checkbox"/>	Loss of retirement benefits/diminution of retirement benefits		

3. As a direct and proximate result of the injuries described *supra*, the derivate plaintiff(s), if any, have in the past suffered and/or will in the future suffer a loss of the love, society, companionship, services, affection, and support of the plaintiff and such other losses, injuries and damages for which compensation is legally appropriate.

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WHEREFORE, Plaintiff(s) respectfully pray that the Court enter judgment in his/her/their favor and against Defendant(s) for damages, costs of suit and such other, further and different relief as may be just and appropriate.

Plaintiff(s) demand that all issues of fact in this case be tried before a properly empanelled jury.

Dated: New York, New York
March 24, 2008

Yours, etc.,

DOUGLAS & LONDON, P.C.

BY: _____


MICHAEL A. LONDON (ML-7510)
Attorney for Plaintiffs
111 John Street, Ste 1400
New York, New York 10038
(212) 566-7500

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